

**STATE OF CALIFORNIA
CALIFORNIA OCCUPATIONAL SAFETY AND HEALTH APPEALS BOARD
MINUTES OF THE PUBLIC MEETING & CLOSED SESSION
Held on August 5, 2015
Sacramento, California**

PRESENT:

Art Carter, Chair
Ed Lowry, Member
Judith Freyman, Member
Han Ha, Interim Executive Officer
Jeff Mojcher, Chief Counsel
Ursula Clemons, Presiding Administrative Law Judge
Neil Robinson, Presiding Administrative Law Judge
Aaron Jackson, Industrial Relations Counsel
Autumn Gonzalez, Industrial Relations Counsel
Lee Berlin, Staff Services Manager
Jeremy Smith, State Building and Construction Trades Council
Marti Fisher, California Chamber of Commerce

MINUTES OF JULY 15, 2015 MEETING:

(Approve or amend minutes of previous Board meeting)

ACTION: Member Lowry moved that the Board approve the draft minutes of the July 15, 2015 Board meeting. Chair Carter seconded. The Board voted to approve the draft minutes of the July 15, 2015 Board meeting.

NEW BUSINESS:

(The Appeals Board hears and discusses new reports presented by staff.)

ACTION: No report.

OLD BUSINESS:

(The Appeals Board hears and/or discusses matters on a follow-up basis.)

ACTION: No report.

LEGISLATION:

(Review and discuss current legislation which may affect the Appeals Board)

ACTION: No report.

CHAIRPERSON'S REPORT:

(Hear report from the Chairperson on activities and issues affecting the Appeals Board.)

ACTION: Chair Carter said the Board talked with many good candidates for the Hearing Officer 1 position in Sacramento, and that he would announce his appointee next week.

He also reported that he would be attending the Cal OSHA Advisory Committee meeting with Han Ha and Neil Robinson tomorrow.

BOARD MEMBERS' REPORTS:

(Hear reports from Board Members on activities and issues affecting the Appeals Board.)

ACTION: Member Lowry plans to visit the West Covina office in September, possibly at the same time as the OASIS vendor.

Member Freyman said she had viewed an excellent “how to” video by the Washington State appeal board and suggested that the Board produce something similar for our stakeholders. Marti Fisher of the California Chamber of Commerce said that many stakeholder groups would be interested in seeing that kind of outreach by the Board.

EXECUTIVE OFFICER’S REPORT:

(Report regarding administrative matters)

STAFFING UPDATE:

ACTION: Executive Officer Ha explained that a job offer would be tendered to one of the candidates for the Hearing Officer 1 position. She also said that staff members will be devoting many hours to the OASIS build and that some part time staff could be brought in to help.

OPERATIONS UPDATE:

ACTION: No report.

STAFF REPORTS:

(Reports from the Presiding ALJ and the Chief Counsel regarding matters from the Hearing Operations and Legal Units.)

ACTION: Chief Counsel Mojcher reported that the Board prevailed in the case of Irwin Industries. Member Lowry remarked upon the success of the Board’s legal team in court. Counsel Mojcher said he believed the Board has enjoyed a success rate in in the high 90% range, but that he is not sure it is any better than other state agencies. Member Lowry then stated that the Board’s success rate is better than that of most administrative agencies.

OASIS PROJECT:

ACTION: Business Lead Neil Robinson reported that the OASIS team is developing the first screens for creating an appeal. Member Lowry asked about DIR IT staff members assigned to the project. In addition to the Project Manager, Cherice Daniels, and Katherine Borlaza, the Business Analyst, the DIR has also assigned an IT specialist, Daniel Chu.

GENERAL/REGULATORY PILOT PROJECT:

ACTION: No report.

RULEMAKING:

ACTION: Counsel Gonzalez noted that financial impact forms are being prepared at DIR for both of the Board’s regulations packages.

LITIGATION UPDATE:

ACTION: No report

Any matter not completed at this meeting may be continued to subsequent meetings. If the closed session agenda is not completed on the scheduled day, the closed session will continue from day to day until completion and adjournment.

PUBLIC COMMENT:

(Public comment will be entertained during discussion of each agenda item of the Open Meeting.)

ACTION: Marti Fisher thanked the Board for making a change to its meeting schedule to allow more stakeholders to attend.

The Board recessed to its closed session.

DECISIONS OF ADMINISTRATIVE LAW JUDGES:

ACTION METAL RECYCLING, INC., 13-R2D2-1125 AND 1126

ACTION: Member Lowry moved that the Board approve this Decision of an Administrative Law Judge. Member Freyman seconded the motion. The Board voted to approve this Decision of an Administrative Law Judge.

CENTRAL VALLEY PAINTING INC., 14-R6D1-3694

ACTION: Member Lowry moved that the Board approve this Decision of an Administrative Law Judge. Member Freyman seconded the motion. The Board voted to approve this Decision of an Administrative Law Judge.

CHARLES PANKOW BUILDERS, LTD., 13-R4D1-1759

ACTION: Member Lowry moved that the Board approve this Decision of an Administrative Law Judge. Member Freyman seconded the motion. The Board voted to approve this Decision of an Administrative Law Judge.

PETITIONS FOR RECONSIDERATION:

MCM CONSTRUCTION, INC., 13-R1D2-3851 THROUGH 3854

ACTION: Member Lowry moved that the Board vote to accept the Legal Unit's recommendation to grant this Petition for Reconsideration. Member Freyman seconded. The Board voted to accept the Legal Unit's recommendation to grant this Petition for Reconsideration.

SECURITY PAVING COMPANY, INC., 14-R4D7-2442

No recommendation had been prepared due to the date the petition for reconsideration was filed, and the Board took no action on the petition.

SHIMMICK CONSTRUCTION CO., INC/OBAYASHI CORP. A JOINT VENTURE,
12-R3D1-0781

ACTION: Member Lowry moved that the Board vote to accept the Legal Unit's recommendation to deny this Petition for Reconsideration as amended. Member Freyman seconded. The Board voted to accept the Legal Unit's recommendation to deny this Petition for Reconsideration.

DENIAL OF PETITION FOR RECONSIDERATION (DRAFT):

J & A FOOD SERVICE, INC. dba BURGER KING, 15-R2D3-0726

ACTION: Member Lowry moved that the Board vote to approve this draft Denial of Petition for Reconsideration for signature. Member Freyman seconded. The Board voted to approve this draft Denial of Petition for Reconsideration for signature.

FISHER METAL PRODUCTS, INC., 15-R2D4-9011

ACTION: Member Lowry moved that the Board vote to approve this draft Denial of Petition for Reconsideration for signature as amended. Member Freyman seconded. The Board voted to approve this draft Denial of Petition for Reconsideration for signature as amended.

ORDERS DISMISSING APPEAL:

ANSON WOODWORKING INC., 15-R6D2-1874 THROUGH 1882
CORPORATE RESOURCE SERVICES, 14-R4D4-3348
JINHER, INC., 14-R4D4-3177
SELDAT DISTRIBUTION, INC., 15-R4D4-0335 AND 0336

ACTION: Member Lowry moved that the Board approve these Orders Dismissing Appeal from Administrative Law Judges. Member Freyman seconded. The Board voted to approve these Orders Dismissing Appeal from Administrative Law Judges.

MATTERS INVOLVING LATE APPEALS:

(These are matters such as orders dismissing appeal, orders granting leave to file late appeal and orders denying leave to file late appeal)

ORDERS GRANTING LEAVE TO FILE LATE APPEAL

UC LOS ANGELES FACILITIES MANAGEMENT, 15-R4D1-2450

ACTION: Member Lowry moved that the Board approve this Order Granting Leave to File Late Appeal of an Administrative Law Judge. Member Freyman seconded. The Board voted to approve this Order Granting Leave to File Late Appeal of an Administrative Law Judge.

ORDERS DENYING LEAVE TO FILE LATE APPEAL

DALLEY MASONRY, INC., 15-R6D5-9126
EMILIA KHAJAVI, 15-R4D3-9106
LTD CONS, SERVICES GP DBA WALTON CONS. SERVICES INC. 15-R4D3-9105
MAGNOLIA ISLAND, INC., 15-R6D5-9127
PERKINS ENTERPRISES, INC., 15-R6D5-9107

ACTION: Member Lowry moved that the Board approve these Orders Denying Leave to File Late Appeal of an Administrative Law Judge. Member Freyman seconded. The Board voted to approve these Orders Denying Leave to File Late Appeal of an Administrative Law Judge.

MATTERS HELD OVER FROM PREVIOUS MEETINGS:

(If the Board is unable to conclude its deliberations and/or if any matter(s) is (are) put over from a previous meeting, they will be further discussed.)

MATTERS PENDING RECONSIDERATION:

(If the Appeals Board orders reconsideration of an Order or Decision, it reviews the record and then affirms, rescinds, alters or amends the Order or Decision being reconsidered.)

A TEICHERT & SON, INC. DBA TEICHERT AGGREGATES, 11-R5D1-1895 (ER)
A TEICHERT & SON, INC. DBA TEICHERT AGGREGATES, 11-R5D1-1895 (DOSH)
B.A.R.T., 11-R2D2-3137 THROUGH 3139 (ER)
BENCHMARK CONTRACTORS, INC., 14-R4D1-1048
CHEVRON U.S.A. INC., 13-R6D3-0655 THROUGH 0662
CROP PRODUCTION SERVICES, 09-R6D4-4036 THROUGH 4038
CYBERNET ENTERTAINMENT, LLC, 14-R6D1-0364
DIONYSUS DREAM INC., DBA NEWPORT MESA CARWASH & SERVICE,
15-R6D5-9087
ECHO ALPHA INC. ET AL, 14-R3D1-0802 THROUGH 0804

ACTION: The Board discussed this matter.

EKEDAL CONCRETE, INC., 13-R3D1-0131 THROUGH 0133
GOLDEN STATE WARRIORS, 15-R1D4-9060
L & S CONSTRUCTION, INC., 10-R3D1-1821 AND 1822
McCARTHY BUILDING CO., INC., 11-R4D2-1706 AND 2406
McCARTHY BUILDING CO., INC., 12-R1D4-3458

ACTION: The Board discussed this matter.

MCM CONSTRUCTION, INC., 13-R1D2-3851 THROUGH 3854

NATIONAL DISTRIBUTION CENTERS, LP, 12-R6D2-0391
GONZALO OLASCOAGA DBA GONZALO OLASCOAGA, 13-R6D5-2097
AND 2098
SIERRA FOREST PRODUCTS, 09-R2D5-3979
SKYLINE HOMES, INC., 15-R3D3-9035
TREASURE ISLAND MEDIA, INC., 11-R6D1-1093 THROUGH 1095

ACTION: Member Lowry moved that the Board vote to approve this draft Decision After Reconsideration for signature as amended. Member Freyman seconded. The Board voted to approve this draft Decision After Reconsideration for signature as amended.

TRI-STATE STAFFING, 12-R6D2-0378

ACTION: The Board discussed this matter.

UNITED PARCEL SERVICE, 14-R2D1-1779
HERMAN WEISSKER, INC., 13-R3D1-3279

LEGISLATION:

PENDING LITIGATION:

(If the Division of Occupational Safety & Health or the Employer disagrees with a decision after reconsideration or a denial of a petition for reconsideration, either one or both parties may apply to the California Superior Court for a writ of mandate. The Appeals Board receives legal advice from its Legal Unit and provides policy direction regarding pending litigation.)

SUPERIOR COURT:

1. M.C.M. CONSTRUCTION, INC., 34-2009-80000378 (09-9230)
2. FLATIRON CONSTRUCTION CORP, 34-2012-80001029 (10-R4D1-2789)
3. JENSEN PRECAST, 34-2012-80001120 (05-R2D1-2377)
4. THE HERRICK CORPORATION, 34-2012-80001118 (07-0495)
5. UNDERGROUND CONSTRUCTION, 34-2012-80001124 (09-3518)
6. DUININCK BROS., INC., 34-2012-80001129 (06-2871)
7. C.A. RASMUSSEN, INC., 34-2012-80001241-CU-WM-GDS (08-R4D5-0219
AND 0220)
8. SHIMMICK CONSTRUCTION CO., INC., 34-2012-80001248 (09-R2D3-0399)

9. A TEICHERT & SON, DBA TEICHERT CONSTRUCTION, 34-2012-80001258 (05-R2D4-2650 AND 2651)
10. CA DEPT OF FORESTRY, 34-2012-80001263 (10-R2D1-0728)
11. A. TEICHERT & SON, 34-2012-80001265 (05-R2D5-2650 AND 2651)
12. PRESTON PIPELINES, INC., 34-2012-80001277 (09-R6D7-3345)
13. BLUE DIAMOND GROWERS, 34-2012-80001308 (10-R2D1-1280/1281)
14. CLARK PACIFIC PRECAST LLC, et al, 34-2012-80001319 (09-R2D1-0282/0283)
15. A. TEICHERT & SON, DBA TEICHERT CONSTRUCTION, 34-2012-80001332 (09-R4D5-0459 & 0460)
16. PRESTON PIPELINES, INC., 34-2013-8001381 (11-2530)
17. DSS COMPANY DBA KNIFE RIVER CONSTRUCTION, 34-2013-80001575 (12-R5D1-337)
18. CA PRISON INDUSTRY AUTHORITY, 13 C 0327 (08-R2D5-3426 ~ 3429)
ACTION: The Board discussed this matter.
19. HILL CRANE SERVICE, INC., 34-2014-80001730 (12-R4D1-2475)
20. MARTIN J. SOLIS DBA SOLIS FARM LABOR CONTRACTOR, 34-2014-80001749 (2008-R2D1-3414 THROUGH 3418)
21. SHIMMICK-OBAYASHI, 34-2014-80001750 (08-R3D3-5023 THROUGH 5025)
22. TAD VAN NGUYEN, CPF-14-513482 (13-R1D1-9163)
23. BAY AREA RAPID TRANSIT DISTRICT, RG14715710 (10-R1D1-3056 THROUGH 3058) (DOSH)
24. BAY AREA RAPID TRANSIT DISTRICT, RG14715720 (10-R1D1-3056 THROUGH 3058) (3rd Party)
25. BRUNTON ENTERPRISES DBA PLAS-TAL MFG CO., 34-2014-80001817 (09-R6D2-2238 ~ 2241)
26. WEST VALLEY CONSTRUCTION, INC., 34-2014-80001832 (12-R2D5-3526)
27. BARNARD IMPREGILO HEALY JV, CPF-14-513697 (14-R5D1-9013)

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28. IRWIN INDUSTRIES, BS14-9634 (12-R4D3-3276 & 3277)

ACTION: Chief Counsel Mojcher reported that the court denied employer's writ petition.

29. TL PAVLICH CONSTRUCTION, INC., BS14-9660 (11-R3D6-1303 THROUGH 1310)

30. DAVIS DEVELOPMENT CO., 34-2014-80001892 (10-R3D1-3360 THROUGH 3362)

31. MORROW MEADOWS CORP., BS151385 (09-R3D3-2295)

32. FEDEX GROUND PACKAGING SYSTEM, INC., CIVDS1415696 (13-R3D1-1220)

33. KEY ENERGY SERVICES, INC., S-1500-CV-283958, EB (13-R4D3-2239 ~ 2242)

34. KDTD, INC. DBA KD DEVELOPMENT, INC., 37-2015-00003550-CU-WM-CTL (14-R3D2-1935 & 1936)

35. HHS CONSTRUCTION, 34-2015-80002052 (12-R3D2-0492 THROUGH 0497)

36. MARIA DE LOS ANGELES COLUNGA dba MERCED FARM LABOR, 15CV-00945 (08-R2D1-3093 ~ 3098)

37. STANISLAUS FOOD PRODUCTS CO., 34-2015-80002087 (13-R2D4-0572 ~ 0574)

APPELLATE COURT:

1. XL CONSTRUCTION, C074514, 34-2009-80000300 (08-R1D2-1191 THROUGH 1193)

2. AC TRANSIT, A142799, RG13-687314 (08-R1D4-0135)

ACTION: The Board discussed this matter.

3. THYSSENKRUPP ELEVATOR CORPORATION, C077115, 34-2013-80001456 (11-R2D1-2217 ~ 2219)

4. CLARK PACIFIC DBA PACIFIC EMBEDDED PRODUCTS, C078953, 34-2011-80000965, (10-R6D2-0188 THROUGH 0191)

ORDERS OF ADMINISTRATIVE LAW JUDGES:

(Written order issued by an Administrative Law Judge after a pre-hearing conference in which the Division of Occupational Safety & Health and the Employer agree to settle an appeal without a hearing. The Board Members review the order and decide if they will reconsider or remand the issued order.)

5H SHEET METAL FABRICATIONS INC., 15-R6D2-1158-1159

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A1 PREFERRED ROOFING, INC., 15-R6D5-0441
ADVANCED DYRWALL INC., 15-R6D7-1997
AEG FACILITIES WORLDWIDE, LLC, 14-R1D4-2657 THROUGH 2663
AESTHETIC MAINTENANCE CORPORATION, 15-R3D1-0860 THROUGH 0861
AGRI-COMM EXPRESS INC, 15-R1D5-1016 AND 1017
AGRIMA FARM LABOR, 14-R2D5-3621
ALLIED WASTE SYSTEMS, INC., 14-R3D2-3968
AMERI-KLEEN SANITATION SPECIALIST, 15-R1D2-0478 AND 0479
ANTHONY J HEYER, 14-R1D2-2427 THROUGH 2429
ARAKELIAN ENTERPRISES, INC., ATHENS SERVICES, 15-R4D1-2162 AND 2163
ARROW CRANEHOIST CORP., 14-R4D4-3174
ARTIC MECHANICAL INC., 15-R3D3-0668 THROUGH 0670
AUTOMATIC BAR CONTROLS, INC., 15-R6D1-1276 THROUGH 1278
BAXTER HEALTHCARE CORP DBA BAXTER BIOSCIENCE, 11-R4D1-1945
THROUGH 1955
BELL CONSTRUCTION INC., 14-R1D5-4207
BENNYS GENERAL BUILDING, INC., 15-R4D4-1404
BOETHING TREELAND FARMS INC., 14-R2D4-3965
BOTHOF BROTHERS CONSTRUCTION, INC., 15-R3D2-3967
CAL FIRE, 15-R2D3-1573
CALIFORNIA KITCHEN CABINET DOOR CORPORATION DBA CAL DOOR,
15-R6D1-1346 THROUGH 1348
CAN LINES ENGINEERING INC, 14-R2D1-3489 AND 3490
JUAN CARRILLO DBA JC FARM SERVICES, INC., 15-R2D3-2318 AND 2319
CHEVRON USA INC, 15-R7D1-2074
CITY OF ANTIOCH DBA DEPARTMENT OF PUBLIC WORKS, ANTIOCH
WATER TREATMENT PLANT, 15-R7D1-1859 THROUGH 1861
CITY OF POWAY LESTER J BERGLUND WATER TREATMENT PLANT,
14-R6D4-4041
JAMES COLOMBOTOS DBA METRO MECHANICAL, 15-R1D4-0231 AND 0232
SAMUEL CORTEZ JR DBA S & S PALLETS, 15-R6D5-2112 THROUGH 2114
COSTCO WHOLESALE CORP., 15-R3D1-0845
COUNTY OF LOS ANGELES OLIVEVIEW UCLA MEDICAL CENTER, 15-R4D3-0087
AND 0088
COVI CONCRETE CONSTRUCTION INC., 14-R3D1-3762
CYPRESS GARDENS CARE CENTER, 15-R3D3-2149
DAIRYMEN'S FEED SUPPLY & CO-OP, 14-R1D5-3674
DE SILVA GATES CONSTRUCTION, 15-R1D2-1658
DGA SERVICES, INC., 15-R1D2-2137
ELECTRICAL INNOVATIONS INC. DBA SB ELECTRICAL SERVICES,
15-R3D1-0533
ELECTRO LINK ENGINEERING SERVICES, INC., 15-R1D2-1546 THROUGH 1549
ELECTRON BEAM ENGINEERING, INC., 14-R3D1-2954 AND 14-R3D1-3050
ETIVISTA CONCRETE, INC., 14-R4D3-3772
EXPRESS MESSENGER SYSTEMS, INC., 14-R4D1-2288 THROUGH 2290
FARRELL DESIGN-BUILD COMPANIES, INC., 15-R1D2-0262

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FENICO PRECISION CASTING INC., 15-R6D2-0799 THROUGH 0803
FOODCART USA WESTCOAST DIVISION CORP, 14-R3D1-3776 AND 3777
FOOTHILL FIRE PROTECTION, INC., 15-R2D3-1955
FOSTER POULTRY FARMS, 14-R3D5-2338
FRAMECO CONTRACTING, INC., 14-R3D3-0987 THROUGH 0990
GALAXY DESSERTS, INC, 15-R1D5-0098 AND 0099
RAMON GALVIN & GERADO GALVIN, A PARTNERSHIP DBA GALVIN CAB SHOP,
15-R6D5-2111
GANAHL LUMBER COMPANY, 14-R3D1-3181
GENERAL WAX CO., INC DBA GENERAL WAX/CANDLE CO., 14-R4D3-2930
AND 2931
GK STONES OC, 14-R3D1-1783 THROUGH 1785
GLOBAL POWER GROUP INC., 14-R3D2- 1238 AND 1239
GOLDEN STATE OVERNIGHT, 15-R4D4-0883
MARTIN G. GONZALEZ DBA QUALITY GROWERS, 15-R6D2-0798
GUADALAJARA TIRE AND AUTO REPAIR, 14-R3D5-3859
GUY YOCOM CONSTRUCTION, INC., 14-R4D1-3038 THROUGH 3039
HAUTE HOUSE HOME FURNISHINGS, INC., 15-R6D2-0033 AND 0034
HESPERIA UNIFIED SCHOOL DISTRICT, 14-R3D3-3498
HESPERIA USD-RANCHERO MIDDLE SCHOOL, 14-R3D3-3499
HITECH METAL FABRICATION CORPORATION, 15-R3D1-1420 AND 1421
HIXSON METAL FINISHING, 15-R3D1-0045
INNOVATIVE CONSTRUCTION SOLUTIONS, 14-R1D4-3644 THROUGH 3646
INSPECTORATE AMERICA, 15-R1D5-1743 THROUGH 1746
JMLC, INC., 14-R4D4-3453 THROUGH 3455
J & R CONCRETE PRODUCTS INC., 15-R3D3-2233
KERRY INC, 15-R1D4-2126 THROUGH 2168
KENCO LOGISTIC SERVICES, 15-R4D4-1474 AND 1475
KNUTH HINGE CO, INC, 15-R2D3-1543 AND 1544
K & Z CABINET CO INC., 15-R6D2-0438 THROUGH 0440
LA CITY FIRE STN 37, 14-R4D1-0818 AND 0819
LA QUINTA RESORT & CLUB, 15-R3D3-2323
LEYVA'S ROOFING, 15-R2D3-2254
LIGHTHOUSE FRAMING, INC., 15-R6D5-1852 AND 1853
LINOLEUM SALES CO., INC. DBA ANDERSON CARPET, 14-R1D4-3548
THROUGH 3550
LIVE NATION WORLDWIDE, INC., 12-R4D1-3581 THROUGH 3583
LOS ANGELES DEPARTMENT OF WATER AND POWER: HAYNES
GENERATING STATION, 13-R3D5-2763 AND 2764
LYNELL IGNACIO DBA IGNACIO CONCRETE, 15-R6D7-1302
MADISON MATERIALS, INC., 15-R3D1-1392
MALCOLM DRILLING COMPANY, INC., 15-R1D1-1499 AND 1500
MAPLE GROVE GLUTEN FREE FOODS MFG., INC., 13-R6D2-3262
THROUGH 3272
MARINA LANDSCAPE, INC., 15-R1D4-2169
MARUICHI AMERICAN CORP, 15-R4D4-1147 AND 1150

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MASTER ROOFING SYSTEMS, INC., 14-R1D1-3618 AND 3619
MCCARTHY AUTOMOTIVE REPAIR, 15-R6D5-2067 AND 2068
MEINEKE OCEANSIDE LLC DBA MEINEKE, 15-R6D5-1854
MIDWEST ROOFING COMPANY, INC., 14-R3D5-3390
MILGARD MANUFACTURING, INC., 14-R4D3-3422
M J PLASTERING, INC., 15-R6D5-1932
MONARCH ALUMINUM CASTING CO. INC., 15-R6D2-0541 THROUGH 0550
MONROE ELEMENTARY SCHOOL, 15-R1D5-1438 AND 1439
MONTEREY MUSHROOM INC., 15-R6D2-1055 THROUGH 1059
NI-PRO PLASTICS, 14-R4D3-2768 AND 2769
N & J RADIATOR SERVICE INC., DBA A-1 RADIATOR SERVICE,
15-R6D5-1936 AND 1937
NORCO TRANSMISSION CENTER, INC., 15-R6D5-2046 AND 2047
NORTH HILLS RECYCLING, INC., 14-R4D7-3692
OCEANSIDE SMOG, INC. DBA ALL SMOG TEST ONLY CENTER,
15-R6D5-1851
PACIFIC BELL TELEPHONE COMPANY DBA AT&T, 15-R1D5-0264
PACIFIC BELL TELEPHONE COMPANY DBA AT&T, 15-R1D5-1664
PACIFIC BELL TELEPHONE COMPANY DBA AT&T CALIFORNIA,
14-R4D1-3945
PACIFIC COAST FEATHER COMPANY, 14-R4D4-3176
PACIFIC COAST WELL DRILLING, INC., 14-R4D3-1558 AND 1559
PALMOARES ACADEMY OF HEALTH SCIENCES, 15-R4D4-1216
PAPICH CONSTRUCTION CO., INC., 14-R4D3-3059
PERMACOLOR, INC., 12-R4D3-0648 THROUGH 0650
PISTACCHIO PUMP CO., 14-R2D5-3493
PLANET SOLAR, INC., 14-R3D3-3165
PORTOCORK AMERICA, INC., 15-R1D5-2170
PREFERRED CHAMFER INC., 15-R6D2-0502 THROUGH 0504
PREMIERE RACK SOLUTIONS, INC., 14-R4D4-4187 AND 4188
RBC AEROSPACE BEARINGS, 15-R3D1-1183
R.D. OLSON CONSTRUCTION, 14-R3D3-0124 AND 0125
RELEX INC. G & S DEVELOPMENT DBA GOLF N STUFF, 14-R4D3-1204
THROUGH 1207
ANGELICA REYES DBA A & C FASHION, 15-R6D5-0809
REYNOLDS DEVELOPMENT CORPORATION, 15-R3D5-0360
RIVERSIDE COUNTY REGIONAL MEDICAL CENTER, 14-R3D3-3385
RJ MITCHELL CONSTRUCTION, INC., 14-R3D3-3650
RJA POLLINATING CO, 15-R3D2-0445 THROUGH 0447
RITE ENGINEERING & MANUFACTURING CORPORATION, 14-R6D2-3225
THROUGH 3230
RUAN TRANSPORT CORPORATION, 14-R3D3-3417
R & W CONSTRUCTION GROUP, INC., 15-R6D5-1933 THROUGH 1935
VALERIA FLORES SANDOVAL DBA F AND S PRODUCTION,
15-R6D5-1528 AND 1529
SANITATION PROCESS CONTROL LLC, 15-R1D4-1429 AND 1430

SANTOURIAN MANUFACTURING INC., 15-R6D2-1523 THROUGH 1527
SEA PAC ENGINEERING, INC., 15-R4D1-1591
SENH LONG FARM, INC., 15-R6D5-1008
SENSIENT NATURAL INGREDIENTS LLC, 14-R2D4-4108
S & H CABINETS & MFG INC., 15-R6D2-1218-1222
SHD, INC., 15-R6D5-2039
SHO-LINK INCORPORATED, 15-R3D1-0585 AND 0586
SKAT-TRAK, 15-R6D2-0282 THROUGH 0286
SNELLING EMPLOYMENT, LLC, 15-R2D1-1116
SOUTH STATE TOWING, INC., 15-R3D3-0752
SPAANS COOKIE CO., INC., 14-R2D1-3051 AND 3052
SPATES FABRICATORS, INC., 14-R3D3-3329
STAFF PRO, INC., 14-R3D3-3553
STEVE BUBALO CONSTRUCTION CO INC., 14-R5D2-3956
STEVENS CONSTRUCTION INC., 15-R4D3-0423
STEELDECK, INC., 15-R6D2-0126 AND 0127
SWOFFORD ELECTRIC, 15-R3D5-0765 THROUGH 0767
SYNFAST OIL CHANGE, 14-R3D2-3878
TAYLOR TRIM & SUPPLY, 14-R3D2-2632 THROUGH 2634
THE DAVEY TREE SURGERY COMPANY, 15-R1D5-0929
THE GARDEN DR., 15-R4D3-0777 AND 0778
THREAT MANAGEMENT AND PROTECTION, INC., 14-R3D3-3452
TONY'S MARKET, 14-R3D2-3078 AND 3079
TORTILLERIA HERMANOS REYES, INC., 15-R3D2-2220 THROUGH 2227
TRAVIS CROUSE DBA CARDIFF CABINETRY, 15-R6D5-2199
TRI NET CONSTRUCTION INC, 14-R2D2-4052
TRI PRECISION SHEETMETAL INC., 15-R6D2-0617 AND 0618
TRM MANUFACTURING INC., 15-R3D3-2133 THROUGH 2135
T-Y NURSERY INC., 15-R6D2-0889 THROUGH 0891
UNITED PUMPING SERVICE, INC., 15-R4D4-1248
VALLEY SOD FARM INC., 15-R6D2-0893 THROUGH 0894
VILLA INTERNATIONAL, 14-R6D2-3276 THROUGH 3282
WEST COAST SWITCHGEAR LLC, 14-R3D5-2579 THROUGH 2581
WHOLE FOODS MARKET CALIFORNIA INC DBA WHOLE FOODS
MARKET DISTRIBUTION CENTER, 15-R1D5-2316
XPRESS AUTO SERVICE, 15-R6D5-2291
XPRESS CONCRETE, INC, 15-R2D3-2174

ACTION: Member Lowry moved that the Board approve these Orders of Administrative Law Judges. Member Freyman seconded. The Board voted to approve these Orders of Administrative Law Judges. Orders with asterisks are deemed approved as amended.

PERSONNEL:

(Issues regarding staff)

CALIFORNIA OCCUPATIONAL SAFETY AND HEALTH APPEALS BOARD

Minutes of the Public Meeting and Closed Session

For August 5, 2015

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The Closed Session was adjourned at 12:04 p.m. and the Board returned to the Public Meeting. The Appeals Board incorporated by reference its ACTIONS in the Closed Session, as indicated above. The meeting was adjourned at 12:05 p.m.